

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Vanderveen et al.	Art Unit: 3747
Serial No.: 10/638219	Examiner: Katrina B. Harris
Filed: August 8, 2003	Docket No.: 2002P13157US
Title: AIR CLEANER, VALVE COVER AND INTAKE MANIFOLD ASSEMBLY	

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Sir:

This petition is in response to the Notice of Abandonment mailed June 9, 2006. The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for the reply in the Office notice or action plus extensions of time actually obtained.

APPLICANTS HEREBY PETITION FOR REVIVAL OF THIS APPLICATION

A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity - fee \$_____ (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.
- ☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m)).
- ☒ Please charge my Deposit Account No. 19-2179 in the amount of \$1500.00.
- ☒ The Commissioner is authorized to deduct any underpayment from Deposit Account No. 19-2179. A duplicate of this letter is enclosed.

2. Reply and/or fees:

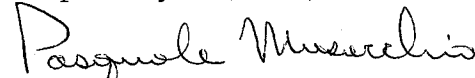
- A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):
- ☐ has been filed previously on _____.
- ☐ is enclosed herewith.
- B. The issue and publication fees total of \$1,700.00
- ☐ had been paid previously on _____.
- ☒ is enclosed herewith.
- ☒ Please charge my Deposit Account No. 19-2179 in the amount of \$ 1,700.00
- ☒ The Commissioner is authorized to deduct any underpayment from Deposit Account No. 19-2179. A duplicate of this letter is enclosed.

3. Terminal disclaimer with disclaimer fee:

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith.
- ☐ Please charge my Deposit Account No. 19-2179 in the amount of _____.
- ☒ The Commissioner is authorized to deduct any underpayment from Deposit Account No. 19-2179. A duplicate of this letter is enclosed.

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137 (b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].
5. Fees: The Commissioner is hereby authorized to charge the above indicated fees and any additional fees that may be required to Deposit Account No. 19-2179. A duplicate of this paper is attached.

Respectfully submitted,



Pasquale Musacchio

Registration No. 36,876

Dated: JUNE 30, 2006

Enclosures: ☒ Issue Fee Payment
☐ Reply
☐ Terminal Disclaimer Form
☐ Additional sheets containing statements establishing unintentional delay
☒ Other: ISSUE FEE TRANSMITTAL - PART B
☐ Other

Please direct all correspondence to:
Customer No. 028524
Siemens Corporation